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A2. GENERAL REGULATIONS

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BY: Stephan O. Bu
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AT&T COMMUNICATIONS OF THE SOUTH CENTRAL STATES, LLC
GENERAL SERVICES TARIFF
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A2. GENERAL REGULATIONS

A2.1 Application

The regulations specified herein are applicable to all communication services offered in this tariff by AT&T Communications of the South Central States, LLC, hereinafter referred to as the Company. Additional regulations, where applicable, pertaining to specific service offerings accompany such offerings in various sections of this tariff.

Effective August 1, 2001 all references herein to AT&T FCC Tariffs, insofar as the service offering set forth in the AT&T FCC Tariffs have been or become detariffed, shall be construed to be references to the AT&T Consumer Services Guides located at <http://www.att.com/serviceguide/home>.

A2.2 Limitations and Use of Service

A2.2.1 Use of Service

- A. Facilities are furnished for the use of the subscriber, employees, agents or representatives of the subscriber or members of the subscriber's domestic establishment except as specified elsewhere in this tariff.
- B. Except as otherwise provided in this tariff, service furnished by the Company is intended only for communications in which the subscriber has a direct interest and shall not be used for any purpose for which a payment or other compensation shall be received by him from any other person, firm or corporation for such use, or in the collection, transmission or delivery of any communication for others. This prohibition shall not apply to a subscriber who is engaged as a communications common carrier in a public telegram message business.
- C. In view of the fact that the subscriber has exclusive control of his communications over the facilities furnished him by the Company, and of the uses for which facilities may be furnished him by the Company, and because of inevitability of errors incident to the services and to the use of such facilities of the Company, the services and facilities furnished by the Company are subject to the terms, conditions and limitations herein specified.

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A2. GENERAL REGULATIONS

A2.2 Limitations and Use of Service (Cont'd)

A2.2.2 Establishment of Identity

- A. The calling party shall establish his identity in the course of any communication as often as may be necessary.
- B. The calling party shall be solely responsible for establishing the identity of the person or station with whom connection is made at the called location.

A2.2.3 Terminal Equipment and Communications Systems

Terminal equipment may be used and communications systems may be connected with the facilities furnished by the Company for telecommunications services as provided in Section A3 of this tariff.

A2.2.4 Accessories Provided by the Subscriber

Accessories which aid a subscriber's convenience in his use of the facilities of the Company in the service for which they are furnished under this tariff are permissible provided any such accessory so used would not endanger the safety of Company employees, agents of the Company or the public; damage, require change in or alteration of, or involve direct electrical connection to the facilities of the Company; or interfere with the proper functioning of such facilities; or impair the operation of the telecommunications system or otherwise injure the public in its use of the Company's services.

A2.2.5 Broadcast of Recordings of Telephone Conversations

The broadcasting of a recording of a telephone conversation during the period of recording is permissible provided that, in the interest of protecting the privacy of telephone service, the recording is made in accordance with the regulations governing connection with subscriber provided voice recording equipment as specified in this tariff.

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A2. GENERAL REGULATIONS

A2.2 Limitations and Use of Service (Cont'd)

A2.2.6 Limited Communication

The Company reserves the right to limit the length of communication when necessary because of a shortage of facilities caused by emergency conditions.

A2.2.7 Transmitting Messages

- A. The Company will not transmit messages, but offers the use of its facilities when available, and will not be liable for errors in transmission or for failure to establish connections. Employees of the Company are forbidden to accept either oral or written messages to be transmitted over the facilities of the Company.
- B. Where the Company transmits messages through the Kentucky Relay Service, the Company shall not be liable for errors in translating, transmitting, receiving or delivering messages by telephone, TDD or any other instrumentality over the facilities of the company, connecting utilities or through the Kentucky Relay Service, in the absence of gross negligence or willful misconduct.

A2.2.8 Unlawful Use of Service

The service is furnished subject to the condition that it will not be used for an unlawful purpose. Service will be discontinued if any law enforcement agency, acting within its apparent jurisdiction, advises in writing that such service is being used in violation of the law. The Company will refuse to furnish service when it has reasonable grounds to believe that such service will be used in violation of the law.

A2.2.9 Cancellation of Service for Cause

- A. The Company may without notice terminate the subscriber's contract and/or disconnect the service upon:
 1. Abandonment of the service.
 2. Failure of a subscriber to make suitable deposit as required by this tariff.
 3. Impersonation of another with fraudulent intent.
 4. Nonpayment of any sum due for services.
 5. Use of service in such a way as to impair or interfere with the service of other subscribers; such improper use includes, but is not limited to, the use of service by a subscriber or with his permission in connection with a plan or contrivance to secure a large volume of telephone calls, to be directed to such subscriber at or about the same time which may result in preventing, obstructing, or delaying the service of others.

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A2. GENERAL REGULATIONS

A2.2 Limitations and Use of Service (Cont'd)

A2.2.9 Cancellation of Service for Cause (Cont'd)

A. (Cont'd)

6. Abuse or fraudulent use of service; such abuse or fraudulent use includes:

- a. The use of service or facilities of the Company to transmit a message or to locate a person or otherwise to give or obtain information, without payment of the charge applicable for the service;
- b. The obtaining, or attempting to obtain, or assisting another to obtain or to attempt to obtain, message telecommunications service or WATS by rearranging, tampering with, or making connection with any facilities of the Company, or by any trick, scheme, false representation, or false credit device, or by or through any other fraudulent means or device whatsoever, with intent to avoid the payment, in whole or in part, of the regular charge for such service;
- c. Use of service or facilities of the Company for a call or calls, anonymous or otherwise, if in a manner reasonably to be expected to frighten, abuse, torment, or harass another;
- d. The use of profane or obscene language;
- e. The use of the service in such a manner as to interfere unreasonably with the use of the service by one or more other customers.

7. Any other violation of the Company's regulations.

- B. The Company reserves the right to cancel any contract for service with and to discontinue service to any person who uses or permits the use of obscene, profane or grossly abusive language over or by means of the Company's facilities, and who after reasonable notice fails, neglects or refuses to cease and refrain from such practice or to prevent the same, and to remove its property from the premises of such person.

A2.2.10 Misuse of Directory Assistance Service

The Company may limit or refuse the use of directory assistance to obtain a subscriber's listed name, address, or telephone number for any purpose other than to facilitate the making of a telephone call. Directory Assistance will be provided only on an intrastate, interLATA, interNPA basis.

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A2. GENERAL REGULATIONS

A2.2 Limitations and Use of Service (Cont'd)

A2.2.11 Kentucky Relay Service Restrictions

- A. The following calls may not be placed through the Kentucky Relay Service:
1. Calls to 911, 976, 900, 500, or 700 numbers
 2. Calls to time or weather recorded messages
 3. Calls to other informational recordings
 4. Calls paid by depositing coins in public or semi-public phones
 5. Operator Handled Conference Service and other teleconference calls
 6. Cellular calls

A2.3 Establishment and Furnishing of Service

A2.3.1 Availability of Service and/or Facilities

- A. The Company's obligation to furnish service is dependent upon its ability to secure and retain, without unreasonable expense, suitable facilities and rights for the provision of such service.
- B. The rates and charges quoted in this tariff provide for the furnishing of service and facilities where suitable facilities are available or when the construction of the necessary facilities does not involve excessive costs.
- C. When excessive costs are involved for the construction of facilities, charges for such construction will be determined in accordance with A2.3.12 "Special Construction Charge".
- D. Service is furnished subject to the availability of the service components required. The Company will determine which of those components shall be used and make modifications to those components at its option. "Service components" shall include, but not be limited to, the existence of access and/or billing arrangements on an originating and/or terminating basis. In the absence of access arrangements between the Company and the access provider at a particular Station, a Customer may be unable to place calls from or to the affected Station.

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A2. GENERAL REGULATIONS

A2.3 Establishment and Furnishing of Service (Cont'd)

A2.3.2 Application for Service

- A. Any applicant for service may be required to sign an application form requesting the Company to furnish the service in accordance with rates, charges, rules and regulations from time to time in force and effect.
- B. The Company reserves the right to refuse service to any applicant who is found to be indebted to the Company for service previously furnished until satisfactory arrangements have been made for the payment of all such indebtedness. The Company may also refuse to furnish service to any applicant desiring to establish service for former subscribers of the Company who are indebted for previous service until satisfactory arrangements have been made for the payment of such indebtedness.
- C. If service is established and it is subsequently determined that either condition in B. above exists, the Company may disconnect such service until satisfactory arrangements have been made for the payment of the prior indebtedness.
- D. When an application for service and facilities or requests for additions, rearrangements, relocations or modifications of service and equipment are cancelled in whole or in part prior to completion of the work involved, the applicant is required to reimburse the Company for all expenses incurred in handling the request before notice of cancellation is received. Such charge, however, is not to exceed all charges which would apply if the work involved in complying with the request had been completed.
- E. When a subscriber requests a change in location of all or a part of the facilities covered by his application for service or requests for additions, rearrangements or modifications of his existing service and equipment prior to completion of the work involved, he is required to pay the difference between the total costs and expenses incurred by the Company in completing the work involved and that which would have been incurred had the final location of the facilities been specified initially.

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A2. GENERAL REGULATIONS

A2.3 Establishment and Furnishing of Service (Cont'd)

A2.3.3 Application of Rates for Business and Residence Service

- A. Although in general business rates apply at business locations and residence rates apply at residence locations, the determination as to whether subscriber service should be classified as business or residence is based on the character of use to be made of the service.
- B. Business rates apply whenever the use of the service is primarily or substantially of a business, professional, institutional or otherwise occupational nature or where the listing required is such as to indicate business use or where the service is located on a premise whose main use is nonresidential. Business rates apply for:

1. Offices, stores, factories, mines and all other places of a strictly business nature.
2. Boarding houses, except as modified under A2.3.3C.2; halls and offices of hotels and apartment houses, quarters occupied by clubs and fraternal societies, except as modified under A2.3.3C.5, public, private or parochial schools, hospitals, libraries and other institutions and churches.

Note: For the purpose of this tariff, a boarding house is defined as a house or apartment where rooms are rented or boarders taken or both. However, when it is clearly evident that the service located in the customer's house or in an owner's, manager's or occupant's private rooms or apartment is to be used primarily for the domestic purposes of the customer, then residence rates apply provided business listings are not employed.

3. Residence locations in the same building as the customer's business establishment or residence locations adjacent to the subscriber's place of business when it is not evident that the service located in the residence is to be employed primarily for domestic use.
4. Tool houses or construction offices of contractors engaged in the reconditioning or remodeling of any structure whether the structure is to be used for business or residence purposes upon completion of the work.
5. Any location where a business designation is provided or when any title indicating a trade or profession is listed, except as modified under A2.3.3C.3.
6. All other locations where the subscriber's primary use of service is for business purposes.

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A2. GENERAL REGULATIONS

A2.3 Establishment and Furnishing of Service (Cont'd)

A2.3.3 Application of Rates for Business and Residence Service
(Cont'd)

- C. Residence rates apply when the use of the service is of a domestic nature or is located on a premise whose main use is residential and provided that service is not used substantially for occupational purposes. Residence rates apply for:
1. Private residences having service not employing business listings.
 2. Private apartments in hotels, boarding houses, college dormitories, and hospitals when separate service is provided in such apartments and where service is confined to the domestic use of the subscriber and business listings are not employed.
 3. The place of residence of a clergyman, physician, nurse, dentist, veterinary surgeon or other medical practitioner or Christian Science practitioner, provided the service is not installed in that portion of the subscriber's residence which is used as an office, but is located in the subscriber's domestic establishment and provided no business designation is employed. Titles such as "Dr.", "Rev.", "Judge", and "Professor" are not considered business designations.
 4. Private stable or garage when strictly a part of the subscriber's domestic establishment. Also residence extensions are permitted in barns if the use of the service for any business purpose is only incidental. Separate exchange service or extension station service furnished at commercial farm locations for business use are classified as and charged for as business service.
 5. College fraternity houses where members of the fraternity lodge within the house.
- D. Changes from business service to residence service are made only in the event of a change in the subscriber's arrangements which would entitle him to a residence classification of his service, as specified in C. above.
- E. Service connection charges, as specified in Section A4 of this tariff, apply for changes from residence to business service.

When it is determined that a subscriber to residence service is using that service in such manner that it should be classified and charged for as business service under the provisions of A. above, the Company may disconnect the subscriber service in Kentucky if he refuses to permit his service to be classified as business service and to pay the business rate.

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A2. GENERAL REGULATIONS

A2.3 Establishment and Furnishing of Service (Cont'd)

A2.3.4 Transfer of Service Between Subscribers

- A. Service previously furnished one subscriber may be assumed by a new subscriber upon due notice of cancellation, or in case of abandonment, provided there is no lapse in the rendition of service. Such transfers are subject to service connection charge regulations and may be arranged for in either of two ways:
1. If the new subscriber, fully understanding the regulations governing the service and the status of the account, willingly assumes all obligations thereunder. Future bills are then rendered to him without an adjustment to or from any particular date, with the Company arranging for requested change in billing.
 2. If the new subscriber does not wish to assume payment of the old account, a new service application is taken and an adjustment in billing is made to and from the date the transfer is effective.

A2.3.5 Floor Space, Electric Power and Operating at the Subscriber's Premises

- A. The subscriber is responsible for the provision and maintenance, at his expense, of all suitable space and floor arrangements, including but not limited to adequate lighting and temperature control, required on his premises for communication facilities provided by the Company in connection with services furnished to the subscriber by the Company. Any power outlets and commercial power required for the operation of such facilities shall be provided by, and at the expense of, the subscriber.
- B. All operating required for the use of communications facilities provided by the Company at the subscriber's premises will be performed at the expense of the subscriber, and must conform with the operating practices and procedures of the Company to maintain a proper standard of service.

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A2. GENERAL REGULATIONS

A2.3 Establishment and Furnishing of Service (Cont'd)

A2.3.6 Provision and Ownership of Facilities

- A. Facilities furnished by the Company on the premises of a subscriber or authorized user of the Company are the property of the Company and are provided upon the condition that such facilities, except as expressly provided in this tariff, must be installed, relocated and maintained by the Company and that the Company's employees and agents may enter said premises at any reasonable hour to install, inspect or repair any part of the Company's facilities on the subscriber's premises, or upon termination or cancellation of the service, to remove such facilities.
- B. Subscribers may not disconnect or remove or permit others to disconnect or remove any apparatus installed by the Company, or agents of the Company, except with the consent of the Company.
- C. Facilities furnished by the Company shall, upon termination of service from any cause whatsoever, be returned to it in good condition, reasonable wear and tear thereof expected.

A2.3.7 Maintenance and Repairs

All ordinary expense of maintenance and repairs, unless otherwise specified in this tariff, is borne by the Company. In case of damage, loss, theft, or destruction of any of the Company's property due to the negligence or willful act of the subscriber or other persons authorized to use the service, and not due to ordinary wear and tear or causes beyond the control of the subscriber, the subscriber shall be required to pay the expense incurred by the Company in connection with the replacement of the property damaged, lost, stolen, or destroyed, or the expense incurred in restoring it to its original condition.

A2.3.8 Company Facilities at Hazardous or Inaccessible Locations

Where service is to be established at a location that would involve undue hazards, or where accessibility is impracticable, to employees of the Company or agents of the Company, the subscriber may be required to install and maintain all facilities.

All the customer's equipment and facilities must be in compliance with all of the regulations set out in Section A3. of this tariff for the connection of terminal equipment to communications systems. Failure by the customer to comply with these requirements will result in disconnection of the service.

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A2. GENERAL REGULATIONS

A2.3 Establishment and Furnishing of Service (Cont'd)

A2.3.9 Work Performed Outside Regular Working Hours

The rates and charges specified in this tariff contemplate that all work in connection with furnishing or rearranging service be performed during regular working hours. Whenever a subscriber requests that work necessarily required in the furnishing or rearranging of his service be performed outside the Company's regular working hours, the subscriber may be required to pay, in addition to the other rates and charges specified in this tariff, those charges for subscriber requested overtime. The hourly overtime charge or fraction thereof will be computed at 1.5 times the current directly assigned Company labor rates, rounded to the nearest dollar. The appropriate hourly charge will depend on the force group performing the work.

A2.3.10 Termination of Service

A. Termination of Service by the Company

1. Violation of any of the regulations contained in this tariff on the part of the subscriber may be regarded as sufficient cause for termination of the subscriber's service.
2. When the service is terminated on the initiative of the Company because of violation of its regulations by the subscriber, the regulations stipulated below for termination of service at the subscriber's request apply.
3. The Company may refuse to furnish or continue to furnish service here- under, if such service would be used or is used for a purpose other than that for which it is provided or when its use interferes with or impairs, or would interfere with or impair, any other service rendered to the public by the Company.

B. Termination of Service at the Subscriber's Request

Service may be terminated at any time upon reasonable notice from the subscriber to the Company. Upon such termination the subscriber shall be responsible for the payment of all charges due. This includes all charges due for the period service has been rendered plus any unexpired portion of an initial service period.

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A2. GENERAL REGULATIONS

A2.3 Establishment and Furnishing of Service (Cont'd)

A2.3.11 Obligation to Furnish Service

The company's obligation to furnish service or to continue to furnish service is dependent on its ability to obtain, retain, and maintain suitable rights and facilities required incident to the furnishing and maintenance of that service.

A2.3.12 Special Construction Charge

The company bases the rates and charges quoted in this tariff on services furnished under normal conditions. Where installation of facilities involves unusual costs because of factors such as the time period, type of facility or location requested by the customer, special construction charges based on maintenance, operation, depreciation, engineering, return on investment and other expenses associated with furnishing the service may apply.

A2.3.13 Connection with Miscellaneous Common Carriers

A. Application

1. Service is available to and from customers of Miscellaneous Common Carriers through connecting facilities provided by the Company in accordance with provisions set forth in A.2. through A.5. following.
2. Subject to the availability of facilities and the reasonable requirements of the Company for its telecommunications services, the Company will, at the Miscellaneous Common Carrier's request, extend and physically connect its facilities with those of the Miscellaneous Common Carrier for the purpose of interchanging intrastate traffic in connection with the Miscellaneous Common Carrier's Domestic Public Land Mobile Radio Services (as defined in Part 21 of the FCC Rules). Such connection and interchange of intrastate traffic shall be as follows:

a. Two-way Mobile Traffic

The Company will extend and connect its facilities between any telephone exchange whose rate center is located in the Miscellaneous Common Carrier's Service Area (as defined in Part 21 of the FCC rules) and the Miscellaneous Common Carrier's control point(s) in or serving that Reliable Service Area.

b. One-Way Signaling Traffic

The company will extend and connect its facilities between any telephone exchange within which a signaling receiver is served by the Miscellaneous Common Carrier's control point(s) in or serving that system.

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A2. GENERAL REGULATIONS

A2.3 Establishment and Furnishing of Service (Cont'd)

A2.3.13 Connections with Miscellaneous Common Carriers (Cont'd)

A. Application (Cont'd)

3. The facilities provided for connection and interexchange of traffic shall not be used, switched or otherwise connected together by the Miscellaneous Common Carrier for the provision of through calling from a telephone to another telephone.
4. Specific administrative procedures, connection and operating arrangements and charges for the facilities provided by the Company to the Miscellaneous Common Carrier for the purpose of connection and interchanging traffic are as set forth in various intercarrier agreements between the Company and the Miscellaneous Common Carriers or in the tariffs of the Company as appropriate. Where the state franchise area or state authorization of the Miscellaneous Common Carrier is different than the Reliable Service Area (as defined by Part 21 of the FCC Rules), the terms and conditions of connection and interchange of traffic may be modified to recognize the extent of such state franchise or authorization.
5. The connection and interchange of traffic as set forth in A.1. through A.4. preceding does not constitute a joint undertaking with the Miscellaneous Common Carrier for the furnishing of any service.

A2.3.14 Minimum and Fractional Rates and Charges

- A. Except as otherwise specified, when rates are on a "per month" basis, the minimum charge will be for one month. If the period of use exceeds one month, the charges for the fractional part of a month following and consecutive with a full month will be a part of the monthly charge based on the proportion that the actual number of days service is furnished bears to 30 days.
- B. The rates for fractional days in connection with Wide Area Telecommunications Service are set out in Section A6 of this tariff. When rates involve a fraction of a cent, the fraction is carried throughout the computation of the charge.

A2.4 Payment Arrangements and Credit Allowances

A2.4.1 Advance Payments

An applicant for service or facilities may be required to pay in advance of installation an amount not to exceed applicable service connection, installation or other nonrecurring charges plus charges for one month of service. Where construction charges are applicable, the payment may be required in advance of start of construction.

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TARIFF A
SECTION A2

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A2. GENERAL REGULATIONS

A2.4 Payment Arrangements and Credit Allowances (Cont'd)

A2.4.2.1 Deposits for Non-Residential Customers


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- A. The Company may require a minimum cash deposit or other guaranty to secure payment of bills. Service may be refused or discontinued for failure to pay the requested deposit. Interest at the rate of 6% will be paid annually either by refund or credit to the customer's bill, except that no refund or credit will be made if the customer's bill is delinquent on the anniversary date of the deposit.
- B. The deposit may be waived upon a customer's showing of satisfactory credit or payment history, and required deposits will be returned after one (1) year if the customer has established a satisfactory payment record for that period. If a deposit has been waived or returned and the customer fails to maintain a satisfactory record, a deposit may then be required. Upon termination of service, the deposit, any principal amounts, and any interest earned and owing will be credited to the final bill with any remainder refunded to the customer.

In determining whether a deposit will be required or waived, the following criteria will be considered.

1. Previous payment history with the Company. If the customer has no previous history with the Company, statements from other utilities, banks, etc. may be presented by the customer as evidence of good credit.
 2. Whether the customer has an established income or line of credit.
 3. Length of time the customer has resided or been located in the area.
 4. Whether the customer owns property in the area.
 5. Whether the customer has filed bankruptcy proceedings within the last seven (7) years.
 6. Whether another customer with a good payment history is willing to sign as a guarantor for an amount equal to the required deposit.
- C. If a deposit is held longer than 18 months, the deposit will be recalculated at the customer's request based on the customer's actual usage. If the deposit on account differs from the recalculated amount by more 10 percent for a non-residential customer, the Company D may collect any underpayment and shall refund any overpayment by check or credit to the customer's bill. No refund will be made if the customer's bill is delinquent at the time of the recalculation.

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A2. GENERAL REGULATIONS

A2.4 Payment Arrangements and Credit Allowances (Cont'd)

A2.4.2.1 Deposits for Non-Residential Customers (Cont'd)

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- D. All Customer's deposits shall be based upon actual usage of the customer at the same or similar premises for the most recent 12-month period, if such information is available. If usage information is not available, the deposit will be based on the average bills of similar customers and premises in the system. The deposit amount shall not exceed two (2) months of the customer's actual or estimated bill.
- E. The fact that a deposit has been made in no way relieves the applicant or subscriber from complying with the Company's regulations as to advance payments and the prompt payment of bills on presentation or constitutes a waiver or modification of the regular practices of the Company providing for the discontinuance of service for nonpayment of any sums due the Company.

A2.4.2.2 Deposits for Residential Customers

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A. Establishment and Reestablishment of Credit

The Company may conduct a credit investigation of each customer or applicant prior to accepting the service order, customer deposit or advance payment. The Company may refuse service to a customer or applicant whose service has been discontinued for non-payment of bills for telecommunications service. The customer or applicant will be required to pay all bills due the Company for telecommunications services or make other arrangements satisfactory to the Company to re-establish credit before service is restored or any service started.

If service is established and it is subsequently determined that the customer or applicant is indebted to the Company for service previously furnished, the Company may, upon notification to the customer, suspend or terminate such service until satisfactory arrangements have been made for the payment of the prior indebtedness.

B. New or Additional Deposits

The Company may require a deposit, or an increase in the amount of deposit, of a Customer who cannot establish a credit standing satisfactory to the Company. If the actual bills of the Customer subsequently rendered prove that the deposit is insufficient, the deposit may be changed in accordance with the facts.

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A2. GENERAL REGULATIONS

A2.4 Payment Arrangements and Credit Allowances (Cont'd)

A2.4.2.2 Deposits for Residential Customers (Cont'd)

B. New or Additional Deposits (Cont'd)

The deposit will be held for one year. After such time, the deposit will be refunded to the customer in the form of a credit to the customer's account, less any amounts due the Company. When service is disconnected, a deposit is returned to the Customer, less any amounts due the Company.

C. Advance Payments

The Company may require a customer or applicant who cannot establish credit satisfactory to the Company to make an advance payment as a condition of continued or new service. The Company reserves the right to require from an applicant for service advance payments of estimated usage charges, as well as other charges as may be deemed necessary by the Company for safeguarding its interests.

D. Responsibility for Payment

The fact that a deposit has been made in no way relieves the applicant or subscriber from complying with the Company's regulations as to advance payments and the prompt payment of bills on presentation nor does it constitute a waiver or modification of the regular practices of the Company providing for the discontinuance of service for nonpayment of any sums due for service rendered.

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A2. GENERAL REGULATIONS

A2.4 Payment Arrangements and Credit Allowances (Cont'd)

A2.4.3 Payment for Service

- A. All charges due by the subscriber are payable at any agency duly authorized to receive such payments. If objection in writing is not received by the Company within thirty days after the bill is rendered, the account shall be deemed correct and binding upon the subscriber. Nonpayment of charges for services may result in the discontinuance of any and all of the services furnished the subscriber.
- B. The subscriber shall pay monthly in advance or on demand all monthly recurring charges for service and equipment and shall pay on demand all charges for usage. The subscriber is responsible for payment of all charges for services furnished the subscriber, including charges for services originated or charges accepted at the subscriber's station.
- C. When WATS has been disconnected for nonpayment, the service agreement is considered to have been terminated. Reestablishment of service may be made only upon the execution of a new service agreement which is subject to the provisions of this tariff.
- D. If service is suspended for nonpayment, service will be restored upon receipt of payment of all charges due, which include charges for service and facilities during the period of suspension and which may include a service restoral charge. If the Customer has a history of payments returned for insufficient funds, the Company may require payment by cash, money order or certified check. If such payment is made by personal check, restoral of service will be effected upon clearance of the check by the bank.
- E. In its discretion, the Company may reestablish service which has been disconnected for nonpayment of charges, prior to payment of all charges due. Such reestablishment shall not be construed as a waiver of any rights to disconnect service for nonpayment of any such or other charges due and unpaid or for the violation of the provisions of this tariff; nor shall the failure to disconnect service for nonpayment of any past due account or accounts operate as a waiver or estoppel to disconnect service for nonpayment of such account or of any other past due account.

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SECRETARY OF THE COMMISSION

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A2. GENERAL REGULATIONS

A2.4 Payment Arrangements and Credit Allowances (Cont'd)

A2.4.3 Payment for Service (Cont'd)

- F. An administrative charge of \$25.00 will be applied to the Customer's bill for each occasion that a check, bank draft or electronic funds transfer is returned for the reason of insufficient funds or no account. When a local exchange company provides the billing function on behalf of the Company, the local exchange company's return check charge applies.
- G. A charge at the rate of 1.5% will apply to all amounts (excluding late payment charges) previously billed on a Customer's bill, including arrears charges, which remain unpaid at the time the next bill is prepared. The minimum late payment charge is \$5.00. When a local exchange company provides the billing function on behalf of the Company, the local exchange company's late payment charge applies.

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A2. GENERAL REGULATIONS

A2.4 Payment Arrangements and Credit Allowances (Cont'd)

A2.4.4 Special Taxes Fees and Charges

Any assessments, franchise fees, privilege, license, occupation, excise, or other similar taxes or fees, whether in a lump sum or at a flat rate, or based on receipts, or other utility property units, imposed upon the Company by any governmental authority shall be added pro rata, insofar as practical, to the rates and charges stated in the Company's standard schedules, in amounts which in the aggregate for the Company's customers of any political entity shall be equal to the amount of any such tax upon the Company. Company shall, so long as any such tax or fee is in effect, add to the bills of the customers in such political entity pro rata on the basis of the revenue derived by Company from each such customer, an amount sufficient to recover any such tax or fee.

A2.4.5 Intra Access Surcharge

To recover AT&T's expenses for the Kentucky sales tax assessed against Intrastate switched access services, a 2.53% charge will be applied to residential customer's total billed Intrastate charges. The percent of this Access Surcharge will be reviewed and adjusted as business needs dictate.

A2.4.6 Credit Limits

AT&T may establish credit limits for new and existing customers based on credit scores assigned by commercial credit reporting agencies or based on the customer's payment history. Customers will be notified of their initial credit limit amount and subsequent credit limit changes through notices mailed to the customer. In the event that the established credit limit is exceeded on an account, access to AT&T's long distance services including 1+, 0+ and all 900/976/700 calls will be restricted where facilities are available. Access to local calling, emergency services (9-1-1), 800, 888 will not be affected by this restriction. Customers attempting to access restricted services will be automatically routed to either a recorded announcement or a service representative for information regarding service restoral.

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A2. GENERAL REGULATIONS

A2.4 Payment Arrangements and Credit Allowances (Cont'd)

A2.4.6 Credit Limits (Cont'd)

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In the event a customer has not reached their initially established credit limit, but has become delinquent in their payments, AT&T may place a restriction on continued use of AT&T long distance services including 1+, 0+ and all 900/976/700 calls until the customer is able to make satisfactory arrangements with the Company. This restriction may be set lower than the customer's initial credit limit due to their delinquent status. Access to local calling, emergency services (9-1-1), 800, 888 will not be affected by this restriction. In the event that access is restricted due to payment delinquencies, customers attempting to access the restricted services will be automatically routed to either a recorded announcement or a service representative for information regarding service restoral.

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A2.4.7 Universal Connectivity Charge

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This charge applies to Consumer Telecommunications Services provided in this tariff to customers who are identified in AT&T's billing records as a residential customer. The Universal Connectivity Charge is equal to 1.8% of the Customer's AT&T monthly intrastate charges after the application of eligible discounts and credits.

The Universal Connectivity Charge will be applied to charges billed on or after July 1, 1998, where billing is available.

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A2. GENERAL REGULATIONS

A2.5 Liability of the Company

A2.5.1 Service Irregularities

The Company's liability, if any, for its willful misconduct is not limited by this tariff. With respect to any other claim or suit, by a customer or by any others, for damages associated with the installation, provision, termination, maintenance, or repair of service, the Company's liability, if any, shall not exceed an amount equal to the proportionate charge for the service for the period during which the service was effected. This liability shall be in addition to any amounts that may otherwise be due the customer under this tariff as an allowance for interruptions.

The Company's failure to provide or maintain service under this tariff shall be excused by labor difficulties, governmental orders, civil commotion, natural catastrophe and other circumstances beyond the Company's reasonable control.

To insure virtually uninterrupted customer service, AT&T will reroute Kentucky service calls to one of several centers around the country at the first sign of a problem.

A2.5.2 Use of Facilities of other Connecting Carriers

When suitable arrangements can be made, facilities of other connecting carriers may be used in conjunction with this Company's facilities in establishing connections to points not reached by this Company's facilities. Neither this Company nor any connecting carrier participating in a service shall be liable for any act or omission of any other company or companies furnishing a portion of such service.

A2.5.3 Indemnifying Agreement

The Company shall be indemnified and saved harmless by the subscriber or subscribers against claims for libel, slander, or the infringement of copyright arising directly or indirectly from the material transmitted over the facilities or the use thereof; against claims for infringement of patents arising from combining with, or using in connection with, facilities furnished by the Company, apparatus and systems of the subscriber and against all other claims arising out of any act of omission of the subscriber in connection with the facilities provided by the Company.

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A2. GENERAL REGULATIONS

A2.5 Liability of the Company (Cont'd)

A2.5.4 Defacement of Premises

The Company is not liable for any defacement of or damage to the premises of a subscriber resulting from the furnishing of service or the attachment of the instruments and apparatus furnished by the Company on such premises or by the installation or removal thereof, when such defacement or damage is not the result of negligence of employees of the Company or agents of the Company.

A2.5.5 Period for the Presentation of Claims

The Company shall not be liable for damages or statutory penalties in any case where a claim is not presented in writing within sixty days after the alleged delinquency occurs.

A2.5.6 Equipment in Explosive Atmosphere

- A. The Company does not guarantee nor make any warranty with respect to equipment provided by it for use in an explosive atmosphere. The subscriber shall indemnify and hold the Company harmless from any and all loss, claims, demands, suits, or other action, or any liability whatsoever, whether suffered, made, instituted or asserted by the subscriber or by any other party or person, for any personal injury to or death of any person or persons, and for any loss, damage or destruction of any property, whether owned by the subscriber or others, caused or claimed to have been caused directly or indirectly by the installation, operation, failure to operate, maintenance, removal, presence, condition, location or use of said equipment so provided.
- B. The Company may require each subscriber to sign an agreement for the furnishing of such equipment as a condition precedent to the furnishing of such equipment.
- C. The subscriber shall furnish, install and maintain sealed conduit with explosion-proof fittings between this equipment and points outside the hazardous area where connection may be made with regular facilities of the Company. The subscriber may be required to install and maintain this equipment within the hazardous area if, in the opinion of the Company, injury or damage to Company employees or property might result from installation or maintenance by the Company.

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SECRETARY OF THE COMMISSION

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A2. GENERAL REGULATIONS

A2.6 Obsolete Service Offerings

A2.6.1 Obsolete service offerings are services which have been classified according to the categories shown below.

- A. Type A. Not offered for new installations on and after the specified obsoleted date; any available units used only for additions to existing service at the same location.
- B. Type B. Not available for new installations, additions or on transfers of service to new location.
- C. Type C. Unit no longer being manufactured; offered for new installations only as obtainable from existing stock.
- D. Type D. Any other arrangement; the specific provisions in each case being stated at the beginning of the text for the obsolete service offering affected.

A.2.6.2 Obsolete services are furnished subject to all the rules and regulations of the tariff the same as would be applicable if the service offering were not obsolete.

A.2.6.3 Services which are continued for existing customers only may be retained by a customer as long as the equipment utilized to provide the service is repairable and the Company is able to obtain repair parts under normal supply conditions. When this equipment becomes unrepairable or repair parts are unobtainable, the service will be discontinued and the equipment removed by the Company.

A.2.6.4 Unless additions are specifically provided for in the obsolete offering, rates and charges for all equipment which is ordered subsequent to its becoming obsolete will be based on estimated costs. However, when the same or a similar equipment is a current tariff offering, when the current tariff rate or charge applies instead. Service charges apply in addition.

A2.7 Special Promotions

The Company may offer special promotions of new or existing services or products for limited periods. These promotions will be offered on a completely non-discriminatory basis with each subscriber in the classification of service and area for which the promotion is offered having an equal opportunity for participation, subject to the availability of products, services and facilities. Promotions will become effective on one day notice pursuant to an informational letter.

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